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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,
Plaintiff,
v.
MIGUEL ARENAS,
Defendant.

No. 3-12-71282-MAG

STIPULATION AND [PROPOSED]
ORDER EXTENDING TIME PURSUANT
TO FED. R. CRIM. P. 5.1 AND 18 U.S.C.
§ 3161(h)

The parties, by and through counsel, stipulate and agree as follows:

1. The time limits in Fed. R. Crim. P. 5.1(c) shall be extended to and until March 15, 2013, and the hearing scheduled for February 21, 2013, vacated.
2. Counsel for the United States and the defendant wish to exchange certain information, and to meet and confer prior to the time of Indictment to discuss a potential resolution of the case. Counsel for the defendant believes based on the charge alleged in the Complaint that it is in the best interest of the defendant to obtain further information, consult with the defendant, and meet with the government prior to Indictment; counsel for the government believes that it is in the interests of justice to do so. The parties agree that extending the time limits of Rule 5.1

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NORTHERN DISTRICT OF CALIFORNIA

serves the ends of justice and outweighs the interests of the public and the defendant in a speedy trial, and that failing to extend the time limits would deny counsel for the government and the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7).

3. The hearing scheduled for February 21, 2013, for defendant Arenas should be vacated. The next court appearance in this case shall be March 15, 2013, at 9:30 am before the duty magistrate in San Francisco, for preliminary hearing or indictment. The parties may seek further extension of the time limits in Rule 5.1(c) by stipulation.

SO STIPULATED AND AGREED,

DATED: MELINDA HAAG
United States Attorney

/s/

JOHN H. HEMANN
Assistant United States Attorney

/s/

DATED: RANDY SUE POLLOCK
Counsel for Miguel Arenas

[PROPOSED] ORDER

Pursuant to stipulation, Fed. R. Crim. P. 5.1, and 18 U.S.C. § 3161(h)(7), IT IS SO ORDERED.

DATED: 2-21-13
MARIA ELENA JAMES
United States Magistrate Judge